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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 SAN JOSE DIVISION *E-FILED - 1/19/07*

16 UNITED STATES OF AMERICA,) No. CR 05-00812 RMW
17 Plaintiff,)
18 v.)
19 SUIBIN ZHANG,)
20 Defendant.)
21
22

23) ORDER EXCLUDING TIME

24 1. The parties appeared on January 8, 2007 for a status conference and advised the
25 Court that electronic discovery had recently been provided to the defense. The parties advised
26 the Court that, given the volume of discovery, including electronic discovery, the defense would
27 need additional time in order to effectively prepare the case for trial or resolution.

28 2. The parties requested a continuance until February 26, 2007 and agreed that such
time should be excluded from the Speedy Trial clock.

29 3. Accordingly, and with the explicit agreement of the parties, in open court, this
Court scheduled the next appearance to occur on **February 26, 2007**, at 9:00 a.m., before The
Honorable Ronald M. Whyte, United States District Judge.

30 Based upon the foregoing representations made by the parties, and good cause appearing

1 therefor,

2 **IT IS HEREBY ORDERED** that the time between January 8, 2007 and February 26,
3 2007 — a total of 49 days — shall be excluded from the computation of the period within which
4 the trial of this matter must commence, for the reasons set forth by the parties. The Court finds
5 that the ends of justice outweigh the interests of the public and the parties in a speedier trial
6 based upon the grounds set forth above and finds that the time is appropriately excluded pursuant
7 to 18 U.S.C. § 3161(h)(8)(A) and (B)(i) and (iv).

8

9 IT IS SO ORDERED.

10 DATED: 1/19/07

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge

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14 Copies to be distributed to:

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